



Atty. Dkt. No. 076397-0124

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Klaus Buecher et al.  
Title: MEMBRANE ELEMENT AND  
PROCESS FOR ITS PRODUCTION  
Appl. No.: 09/329,258  
Filing Date: 06/10/1999  
Examiner: A. Fortuna  
Art Unit: 1723

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231

Attn: BOX MISSING PARTS

Sir:

On February 27, 2002, Applicants filed a request for a Continued Prosecution Application ("CPA"). The request indicated that the fees for the CPA were not enclosed and that the fees would be submitted in response to a Notice to File Missing Parts. The PTO, however, inadvertently charged Foley & Lardner's deposit account for the \$740.00 filing fee for a CPA. The PTO issued a first action final rejection on March 8, 2002. In a telephone conference on March 21, 2002, Examiner Fortuna indicated that she would withdraw the final Office Action dated March 8, 2002 if Applicants submitted a paper indicating that the CPA was filed without the fee and if Applicants paid the \$740.00 fee at that time. On March 29, Applicants filed a response and concurrently submitted a check (#19983, a copy of which is attached hereto) for the \$740.00 fee for the CPA. Before the end of March, the PTO credited Foley & Lardner's deposit account for the \$740.00 fee that was charged during February.

02/24/2003 MGE BREM1 00000041 09329258

01 FC:1051

130.00 DP

The PTO has now issued a Notice of Missing Parts in response to the original request for a CPA filed on February 27, 2002. At this point, Applicants have:

- (1) been charged, inadvertently, the \$740.00 fee for filing a CPA in February,
- (2) submitted check #19983 dated March 29, 2002 for the \$740.00 filing fee for a CPA , and
- (3) been credited \$740.00 for the inadvertent charges to Foley & Lardners deposit account during February 2002.

The net result is that Applicants have already paid the \$740.00 filing fee for the CPA. Since Applicants paid \$84.00 for the additional independent claim and \$108.00 for the additional dependent claims in February, 2002, Applicants believe that the only amount presently due is the \$130.00 surcharge set forth in 37 CFR 1.16(e) for late payment of the filing fee.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 2/20/03

By 

FOLEY & LARDNER  
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5540

Facsimile: (202) 672-5399

Richard L. Schwaab  
Attorney for Applicant  
Registration No. 25,479

Paul D. Strain  
Agent for Applicant  
Registration No. 47,369



THIS DOCUMENT IS VOID IF COLORED BACKGROUND DOES NOT APPEAR ON THE FACE

Foley & Lardner

3000 K Street N.W., Suite 500  
Washington, D.C. 20007  
PH. (202) 672-5300

No. 19983

March 29, 2002

PAY ONLY	AMOUNT
	*****\$740.00

SEVEN HUNDRED FORTY AND 00/100 DOLLARS\*\*\*\*\*

PAY TO THE ORDER OF COMMISSIONER OF PATENTS & TRADEMARKS

076397-0124  
09/329,258

RES. MAG  
CPA fee

SUN TRUST BANK  
ALEXANDRIA, VIRGINIA

*Bonita D. Huber*

(Checks over \$2500 require two signatures)

⑈00019983⑈ ⑆054000522⑆ 206894872⑈ ⑆0000074000⑈

⑈00019983⑈ ⑆054000522⑆ 206894872⑈ ⑆0000074000⑈

SUNTRUST BLT 04092002  
6569-??J INCL  
4800870675

POST VIRGINIA FAX  
MAR 30 2002  
11:00 AM  
056 C01 110

0011 91450

PATENT AND TRADEMARK OFFICE  
13-10-0001  
04-05-2002  
FOR CREDIT TO THE  
U.S. TREASURY

RECEIVED  
MAR -3 2003  
TC 1700 MAIL ROOM

8248292771

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**RAM** Fee History  
Query  
Revenue Accounting and Management

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Name/Number: 09329258

Total Records Found: 12

Start Date: Any Date

End Date: Any Date

Accounting Date	Sequence Num.	Tran Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
06/23/1999	00000022	<u>1</u>	<u>581</u>	\$40.00	06/10/1999	CK
06/23/1999	00000021	<u>1</u>	<u>101</u>	\$760.00	06/10/1999	CK
06/15/2001	00000103	<u>1</u>	<u>102</u>	\$80.00	06/14/2001	CK
06/15/2001	00000102	<u>1</u>	<u>103</u>	\$108.00	06/14/2001	CK
06/15/2001	00000104	<u>1</u>	<u>115</u>	\$110.00	06/14/2001	CK
03/04/2002	00000102	<u>1</u>	<u>102</u>	\$84.00	02/27/2002	DA 190741
03/04/2002	00000101	<u>1</u>	<u>131</u>	\$740.00	02/27/2002	DA 190741
03/04/2002	00000434	<u>1</u>	<u>117</u>	\$920.00	02/27/2002	CK
03/04/2002	00000103	<u>1</u>	<u>103</u>	\$108.00	02/27/2002	DA 190741
04/05/2002	00000210	<u>1</u>	<u>131</u>	\$740.00	03/29/2002	CK
04/05/2002	00000209	<u>1</u>	<u>131</u>	-\$740.00	02/27/2002	DA 190741
02/24/2003	00000087	<u>1</u>	<u>1051</u>	\$130.00	02/20/2003	CK